

No. 27 OF 1958.

A LAW TO AMEND THE CRIMINAL CODE.

Cap. 13.  
 27 of 1949  
 12 of 1951  
 28 of 1952  
 4 of 1953  
 45 of 1953  
 28 of 1954  
 20 of 1955  
 13 of 1956.

HUGH FOOT,  
 Governor.

[30th June, 1958.]

BE it enacted by His Excellency the Governor and  
 Commander-in-Chief of the Colony of Cyprus as  
 follows :—

1. This Law may be cited as the Criminal Code (Amendment)  
 Law, 1958, and shall be read as one with the Criminal Code  
 (hereinafter referred to as "the principal Law").

Short title.  
 27 of 1949  
 12 of 1951  
 28 of 1952  
 4 of 1953  
 45 of 1953  
 28 of 1954  
 20 of 1955  
 13 of 1956.

Section 48 of the principal Law amended.

2. Section 48 of the principal Law is hereby amended by deleting the words "matter or" which occur after the word "seditious" in the second line thereof and substituting therefor the following :—

"matter, any matter published in contravention of section 49A or any".

Amendment to the principal Law by inserting new section.

3. The principal Law is hereby amended by inserting therein, immediately after section 49, the following section to be numbered 49A :—

"Encouraging violence and promoting ill-will.

49A.—(1) Any person who prints, publishes, or to any assembly makes any statement calculated or likely to—

- (i) encourage recourse to violence on the part of any of the inhabitants of the Colony, or
- (ii) promote feelings of ill-will between different classes or communities or persons in the Colony,

is guilty of a misdemeanour and is liable to imprisonment for twelve months :

Provided that no person shall be guilty of an offence under the provisions of this section if such statement was printed, published or made solely for any one or more of the following purposes, the proof whereof shall lie upon him, that is to say :—

- (a) to endeavour in good faith to show that Her Majesty or Her Majesty's Government in the United Kingdom has been misled or mistaken in any of their measures ; or
- (b) to point out in good faith errors or defects in the Government, or the policies thereof, or constitution of the Colony as by law established, or any legislation, or in the administration of justice, with a view to the remedying of such errors or defects ; or
- (c) to persuade in good faith any inhabitants of the Colony to attempt to procure by lawful means the alteration of any matter in the Colony as by law established other than that referred to in paragraph (b) of section 47 ; or
- (d) to point out in good faith with a view to their removal, any matters which are producing or have a tendency to produce discontent amongst any of the inhabitants of the Colony or feelings of ill-will and enmity between different communities or classes of persons in the Colony.

(2) For the purposes of this section 'an assembly' means a gathering of five or more persons."

30th June, 1958.

A. F. J. REDDAWAY,  
Administrative Secretary.